



AMENDMENT NO. _____ Calendar No. _____

Purpose: To require the reallocation of 150 megahertz of electromagnetic spectrum for licensed and unlicensed use.

IN THE SENATE OF THE UNITED STATES—117th Cong., 1st Sess.

H.R. 1319

AMENDMENT N^o 1360

By Lee _____ II of S. Con.

To: Amendment No 891 _____ and

3 _____

Page(s) _____

GPO: 2020 42-568 (mac)

LEE to the amendment (No. 891) proposed by Mr. SCHUMER

Viz:

- 1 At the appropriate place in title VII, insert the fol-
- 2 lowing:
- 3 **SEC. _____. SPECTRUM REALLOCATION.**
- 4 (a) DEFINITION.—In this section, the term “net pro-
- 5 ceeds”, with respect to the use of a system of competitive
- 6 bidding under section 309(j) of the Communications Act
- 7 of 1934 (47 U.S.C. 309(j)), means the proceeds remaining
- 8 after subtracting all auction-related expenditures, includ-
- 9 ing—
- 10 (1) relocation payments, including accelerated
- 11 relocation payments;

1 (2) payments to incumbent licensees for the re-
2 linquishment of all or a portion of the spectrum
3 usage rights of those licensees;

4 (3) costs associated with the reallocation of
5 spectrum, whether on an exclusive or shared use
6 basis;

7 (4) relocation or sharing costs, including for
8 planning for relocation or sharing; and

9 (5) bidding credits.

10 (b) IDENTIFICATION OF SPECTRUM.—The Assistant
11 Secretary of Commerce for Communications and Informa-
12 tion shall identify not less than 150 megahertz of electro-
13 magnetic spectrum that the Federal Communications
14 Commission can reallocate for licensed and unlicensed use
15 in accordance with subsection (c)(1), including sufficient
16 spectrum to generate not less than \$10,000,000,000 in net
17 proceeds through an auction described in subsection
18 (c)(1)(A).

19 (c) REALLOCATION.—

20 (1) IN GENERAL.—Not later than July 31,
21 2024, of the band or bands of electromagnetic spec-
22 trum identified under subsection (b), the Federal
23 Communications Commission shall—

24 (A) conduct a system of competitive bid-
25 ding under section 309(j) of the Communica-

1 tions Act of 1934 (47 U.S.C. 309(j)) to award
2 licenses for commercial use of half of the spec-
3 trum; and

4 (B) make half of the spectrum available
5 for unlicensed use.

6 (2) USE OF PROCEEDS FOR RELOCATION OR
7 SHARING COSTS.—Notwithstanding section
8 309(j)(8)(D)(i) of the Communications Act of 1934
9 (47 U.S.C. 309(j)(8)(D)(i)), in the case of proceeds
10 attributable to the auction under paragraph (1)(A)
11 of this subsection of any eligible frequencies de-
12 scribed in paragraph (2) of section 113(g) of the
13 National Telecommunications and Information Ad-
14 ministration Organization Act (47 U.S.C. 923(g)),
15 only the portion of the proceeds as is necessary to
16 cover the relocation or sharing costs (as defined in
17 paragraph (3) of such section 113(g)) of Federal en-
18 tities relocated from those eligible frequencies shall
19 be deposited in the Spectrum Relocation Fund es-
20 tablished under section 118 of the National Tele-
21 communications and Information Administration Or-
22 ganization Act (47 U.S.C. 928).